Sanitized Copy Approved for Release 2011/02/22 : CIA-RDP90-01208R000100150109-7

STAT

ASSOCIATED PRESS

14 October 1981

ŧŧŧaA021

R W CZCBYLZVT aA0439

ŧPM-CIA-DOMESTIC: BJT:670

ŧSENATE STAFF SAYS PROPOSED CIA RULES MAY CONFLICT WITH LAWS

ŧBY ROBERT PARRY

ŧAND

ŧMICHAEL J. SNIFFEN

ŧASSOCIATED PRESS WRITERS

WASHINGTON (AP) - A SENATE INTELLIGENCE COMMITTEE ANALYSIS SAYS PROPOSED NEW CIA GUIDELINES APPEAR TO OFFER ''COMPLETELY OPEN-ENDED AUTHORITY FOR THE INTELLIGENCE COMMUNITY'' AND MAY CONFLICT WITH FEDERAL LAW.

THE STAFF ANALYSIS: OBTAINED TUESDAY BY THE ASSOCIATED PRESS: URGES COMMITTEE MEMBERS TO SEEK ''A FULL EXPLANATION OF THE PRACTICAL NEED FOR THESE BROAD AUTHORITIES.''

SEVERAL CONGRESSIONAL DEMOCRATS ALREADY HAVE ASSAILED THE PROPOSED ORDER AS A THREAT TO CIVIL LIBERTIES. BUT CIA SPOKESMAN DALE PETERSON ARGUES THAT THE CRITICISMS ARE BASED ON ''WORST-CASE SCENARIOS'' AND THAT ''PROTECTION OF CIVIL LIBERTIES IS GIVEN GREAT WEIGHT.''

THE PROPOSED ORDER: A COPY OF WHICH ALSO WAS OBTAINED TUESDAY BY THE AP: WOULD GIVE THE CIA ITS FIRST AUTHORITY TO SECRETLY INFILTRATE AND INFLUENCE DOMESTIC GROUPS: AS LONG AS IT WAS APPROVED BY THE ATTORNEY GENERAL AND CONSTITUTIONAL RIGHTS AREN'T VIOLATED. IF SIGNED BY PRESIDENT REAGAN: IT WOULD REPLACE RESTRICTIONS IMPOSED ON THE INTELLIGENCE COMMUNITY BY THE CARTER ADMINISTRATION IN 1978.

ALTHOUGH THE DRAFT SPECIFIES THAT ''NOTHING IN THIS ORDER SHALL BE CONSTRUED TO AUTHORIZE ANY ACTIVITY IN VIOLATION OF THE CONSTITUTION OR STATUTES OF THE UNITED STATES:'' THE COMMITTEE ANALYSIS SAID SOME OF THE NEW POWERS APPEAR TO CONTRADICT CURRENT LAW.

THE ANALYSIS NOTED: FOR INSTANCE: THAT THE PROPOSED ORDER WOULD INVOLVE THE CIA IN DEVELOPING PROCEDURES TO GOVERN CRIMINAL NARCOTICS INTELLIGENCE ACTIVITIES ABROAD.

''SUCH AUTHORITY FOR CIA SEEMS TO BE UNPRECEDENTED INVOLVEMENT IN THE EXERCISE OF POLICE AND LAW ENFORCEMENT POWERS: PROHIBITED BY THE NATIONAL SECURITY ACT OF 1947,'' THE ANALYSIS SAID.

THE STAFF ANALYSIS ALSO NOTED THAT CARTER'S ORDER PROHIBITED OPENING U.S. MAIL EXCEPT IN ACCORDANCE WITH LAWS WHICH REQUIRE A COURT WARRANT BASED ON PROBABLE CAUSE THAT THE MAIL CONTAINS EVIDENCE OF A CRIME.

Sanitized Copy Approved for Release 2011/02/22 : CIA-RDP90-01208R000100150109-7